

The Regular Meeting of the Ishpeming City Council was held on Wednesday, June 7, 2017 in the Ishpeming City Hall Conference Room. Mayor Joseph Juidici called the meeting to order at 7:00 p.m.

ROLL CALL

Present: Mayor Joseph Juidici, Council Members Justin Koski, Karl Lehmann, Stuart Skauge, and Mike Tonkin (5). Also present were City Manager Mark Slown and City Attorney Bonnie Hoff.

PUBLIC COMMENT

Claudia Demarest, 821 Maurice Street, commented on the Firefighter Longevity fund.

Kyle Selmsler, citizen of the City, graduate from Ishpeming High School, and Michigan Tech University student, commented on the quality of the play equipment, basketball court, and tennis court at the Ishpeming Playgrounds; and asked if improvements could be considered in the near future.

APPROVAL OF AGENDA

A motion was made by Councilman Koski, supported by Councilman Lehmann and carried unanimously to approve the agenda with the removal of item #19 RAMBA Trailhead Proposal.

AGENDA COMMENT

Karen Kasper, 212 E. North Street, expressed her interest in being appointed to the vacancy on the Marquette County Transit Authority.

CONSENT AGENDA

A motion was made by Councilman Skauge and supported by Councilman Lehmann to approve the following consent agenda items. Ayes: Mayor Juidici, Council Members Lehmann, Skauge, and Tonkin (4). Nays: None (0) Abstained: Councilman Koski (1). Motion carried.

- a. Minutes of Previous Meeting (May 3rd and May 15th)
- b. Approval of Disbursements (Councilman Tonkin and Councilman Skauge)
- c. Reappoint Mark Slown to 3 year term on the Building Authority
- d. Special Event Application – Ishpeming 4th of July Parade: July 4, 2017
- e. Special Event Application – Red Earth Classic: July 21 and 22, 2017
- f. Special Event Application – Buzz the Gut: August 12, 2017
- g. Special Event Application – Relay for Life: June 9 and 10, 2017
- h. Special Event Application – IBA Thursday Night Concerts
- i. Special Event Application – IBA Festival of Treasures: July 3, 2017
- j. Special Event Application – Carson & Barnes Circus: August 24, 2017
- k. Request for Street Closures and Temporary Liquor License
 - i. Brogies Tavern
 - ii. Rainbow Bar
 - iii. Venice Pub
 - iv. Jack's Teepee Bar
 - v. Cognition Brewing Company
- l. Approve Manager's travel to Manager's Workshop in Muskegon on July 25-27, 2017

MONTHLY FINANCIAL STATEMENT REPORT

Finance Director Jim Lampman reviewed the financial statements for the period ending May 31, 2017 which included the General Fund, Garbage Fund, Public Improvement Fund, and Water and Sewer Funds.

A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to approve the financial report as presented.

FIRST READING OF ORDINANCE #2-1400 TO REGULATE SMOKING AND USE OF TOBACCO PRODUCTS IN OUTDOOR PUBLIC PLACES

There was discussion and some concerns expressed regarding Section 4 which bans smoking within 20 feet of any outdoor public event; because private property could be located within 20 feet of an outdoor public event, (ie. parades). It was suggested this language reworded. Enforcement was talked about and it was noted signage could be used to help with enforcement and the ordinance would give citizens the opportunity speak up at an event if someone is smoking.

A motion was made by Mayor Juidici and supported by Councilman Koski to approve the first reading of ordinance #2-1400 to Regulate Smoking and Use of Tobacco Products at Outdoor Public Places incorporating changes to the wording in Section 4. Ayes: Mayor Juidici, Council Members Koski, and Tonkin (3). Nays: Council Members Skauge and Lehmann (2). Motion passed 3-2.

FIRST READING OF ORDINANCE #3-1300, TO REGULATE MOBILE FOOD VENDORS

There was discussion regarding language in the Ordinance requiring a property owner to obtain a special use permit, as stated in Section 6(1), before allowing a mobile food vehicle to be parked on their property, even for a one-time event; the annual fee required from each vendor; the amount of the fee, the time-frame of the license; and the locations allowable.

A motion was made by Councilman Skauge, supported by Councilman Tonkin and carried unanimously to approve the first reading of Ordinance #3-1300, to Regulate Mobile Food Vendors incorporating language changes to not require a special use permit for a one-time parking on private property.

EMERGENCY READING OF ORDINANCE #11-2400, BOND ORDINANCE

A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to approve Ordinance #11-2400, Bond Ordinance as an emergency ordinance requiring only one reading.

ADOPT LOAN RESOLUTION #8-2017 FOR THE WATER IMPROVEMENT PROJECT

A motion was made by Councilman Skauge, supported by Councilman Lehmann and carried unanimously to approve Resolution #8-2017 for the Water Improvement Project.

ADOPT NON-UNION EMPLOYEE PERSONNEL POLICY #115

Manager Slown explained Councilman Lehmann and Mayor Juidici had met with the committee and reviewed the document. Attorney Hoff advised this would eliminate individual non-union employment agreements for non-union employees, with the exception of the City Manager and City Attorney.

A motion was made by Councilman Lehmann and supported by Mayor Juidici to approve Policy #115. Ayes: Mayor Juidici, Council Members Koski, Lehmann, and Skauge (4). Nays: Councilman Tonkin (1). Motion passed 4-1.

A motion was made Councilman Skauge, supported by Councilman Lehmann to add to the policy the titles of the employees covered by the policy; note paid and unpaid leave and childcare versus child birth; and incorporate a section covering when the policy would be reviewed. Ayes: Council Members Koski, Lehmann, and Skauge (3). Nays: Mayor Juidici and Councilman Tonkin (2). Motion passed 3-2.

A motion was made by Councilman Koski, supported by Mayor Juidici and carried unanimously to rescind the current Administrative Time for Exempt Employees Policy.

FILL A VACANCY ON MARQUETTE COUNTY TRANSIT AUTHORITY

A motion was made by Mayor Juidici, supported by Councilman Koski and carried unanimously to appoint Karen Kasper to fill the vacancy on the Marquette County Transit Authority with the term expiring on December 31, 2018.

RECOMMENDATION FROM PLANNING COMMISSION TO APPROVE ZONING MAP

Al Pierce, Zoning Administrator, explained this proposed digital City of Ishpeming Official Zoning Map was a careful and faithful replication of the zoning map of the City of Ishpeming dated February 8, 1984, and included the 23 rezoned areas; the Planning Commission recommended the City Council approve the map.

A motion was made by Councilman Koski, supported by Councilman Skauge and carried unanimously to adopt the zoning map as presented and authorize the Mayor to sign.

CABLE TELEVISION BROADCAST FOR COUNCIL MEETINGS

Manager Slown advised he had discussed this issue with Charter Communication and hoped to purchase the equipment from Charter or get new equipment with PEG fees so television service for Council meetings could continue to be provided.

A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to contract with Adam Heinzelman to provide broadcasting service for Council meetings and to purchase equipment from Charter, provided a good offer is obtained, or to purchase new equipment, with the PEG fees.

GEI CONSULTANTS CONSTRUCTION OVERSITE PROPOSAL – READY STREET/BR 28 CULVERT

Manager Slown advised this was a proposal from GEI Consultants to provide professional engineering services and construction oversight during the construction phase of the Ready Street/BR 28 Culvert Removal and Replacement Project.

A motion was made by Councilman Skauge, supported by Councilman Koski and carried unanimously to approve the proposal from GEI Consultants in the not-to-exceed amount of \$4,642 and, on the recommendation of the City Manager, waive competitive bidding.

CONFIRM BID AWARD FOR NORTH LAKESHORE DRIVE PAVING

Manager Slown explained the paving had been completed by Superior Paving in the amount of \$40,600 and was asking Council to confirm the action.

A motion was made by Councilman Koski and supported by Mayor Juidici to confirm award of the contract to Superior Paving for North Lakeshore Drive in the not to exceed amount of \$40,600. Ayes: Mayor Juidici, Council Members Koski, Lehmann, and Tonkin (4). Nays: Councilman Skauge (1). Motion passed 4-1.

Concerns were expressed over the Manager taking action to complete this work without Council approval. Discussion also took place on other streets that were in need of paving.

SCHEDULE SPECIAL COUNCIL MEETING

A motion was made by Councilman Skauge, supported by Mayor Juidici and carried unanimously to set a special meeting for Tuesday, June 27, 2017 at 10:00 a.m.

OLD BUSINESS

Councilman Lehmann requested that the enforcement of junk cars and accumulation of tires continue.

Councilman Skauge felt a timeframe should be established for repairs to be made to an unlicensed vehicle at a repair facility to deter from having numerous unlicensed vehicles stored on the site. He also reported the High Rise was working on a plan to prevent the electrical issues that occurred during the wind storm event in early May.

At the request of Mayor Juidici, Manager Slown reported on the Chief of Police salary. He advised the Chief of Police salary was currently \$63,000 and after six months, pending a positive evaluation, would be increased to \$64,000. There was discussion regarding Charter language regarding compensation and interpretation of that language.

A motion was made by Councilman Skauge and supported by Councilman Koski to approve the Chief of Police salary at \$63,000, with an increase after six months to \$64,000 pending a positive evaluation. Ayes: Mayor Juidici, Councilmembers Koski, Lehmann, and Skauge (4). Nays: Councilman Tonkin (1). Motion passed 4-1.

NEW BUSINESS

Councilman Skauge advised the VFW was requesting a street and alley closure for their proposed bean bag toss tournament on August 5th.

A motion was made by Councilman Lehmann, supported by Councilman Koski and carried unanimously to approve the proposed event as presented.

Manager Slown indicated this was the first draw from the Rural Development loan for the Water System Improvement project which would be submitted at the loan closing.

A motion was made by Councilman Koski, supported by Councilman Tonkin and carried unanimously to approve the first draw request in the amount of \$837,473.08 and authorize the Mayor to sign.

Manager Slown presented a proposal from Stately Masonry for repairs to the southwest side of City Hall.

A motion was made by Councilman Lehmann, supported by Councilman Skauge and carried unanimously to approve the proposal from Stately Masonry in the amount of \$2,800 for repairs to the southwest wall of City Hall and to waive competitive bidding on the recommendation for the City Manager.

Carr Baldwin, UP Engineers and Architects, was asking permission from City Council to seek a grant for an open channel system, instead of flock logs, at Lake Bancroft. There was discussion as to the effectiveness of each system.

A motion was made by Councilman Tonkin, supported by Councilman Koski and carried unanimously to authorize UP Engineers and Architects to proceed with searching for a grant for water quality improvements at Lake Bancroft.

MAYOR AND COUNCIL REPORTS

Councilman Tonkin thanked Al Pierce for all his patience with the Planning Commission; attended various meetings including the Food Vendor Truck Ordinance and Skateboard Park; attended the Negaunee City Council meeting; and had been working with the Inspiration Zone.

Councilman Lehmann attended the Library Board meeting.

Councilman Skauge complimented the DPW as the cemetery as it looked wonderful for Memorial Day; and reported he had some vandalism done at his house so reminded everyone to report anything suspicious to the Police Department.

Councilman Koski and Mayor Juidici had no report.

MANAGER'S REPORT

Manager Slown advised he had provided a written report to Council.

ATTORNEY'S REPORT

Attorney Hoff thanked everyone for all their work to date on the Rural Development Water System Improvement project; and hoped the closing date for the Rural Development loan would be set soon.

ADJOURNMENT

At 9:40 p.m., a motion was made by Councilman Koski, supported by Councilman Skauge and carried unanimously to adjourn.

Respectfully Submitted,



Cathy Smith
Recording Secretary